

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : ZIMMERMANN et al.
Serial No. : 10/598,042
Confirm. No. : 9477
Filed : August 16, 2006
For : IMPLANTABLE PROSTHESIS...
Art Unit : 3773
Examiner : MASHACK, MARK
Dated : January 18, 2011

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated August 16, 2010 provided for a shortened statutory period for response of three months.

The shortened statutory period expired November 16, 2010.

Since the attached response is being filed within the second month pursuant to 37 CFR 1.136(a) Applicant respectfully requests the Examiner to charge the appropriate petition fee of \$490.00 (fee code 1252).

Respectfully submitted
for Applicant(s),



By: _____
John James McGlew
Reg. No.: 31,903
For: MCGLEW AND TUTTLE, P.C.

- and -



By: _____
Brian M. Duncan
Reg. No.: 58,505
For: McGLEW AND TUTTLE, P.C.

JJM:BMD
72329-8

DATED: January 18, 2011
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-9227
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO
OUR DEPOSIT ACCOUNT 13-0410.